

House Bill 898 (AS PASSED HOUSE AND SENATE)

By: Representatives Collins of the 27<sup>th</sup>, Hamilton of the 23<sup>rd</sup>, Allison of the 8<sup>th</sup>, Maddox of the 127<sup>th</sup>, Powell of the 171<sup>st</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 40-6-391 of the Official Code of Georgia Annotated, relating to  
2 driving under the influence of alcohol, drugs, or other intoxicating substances, so as to  
3 change provisions relating to the contents of the publication of the notice of conviction for  
4 persons convicted for the second or subsequent time; to provide for related matters; to repeal  
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 40-6-391 of the Official Code of Georgia Annotated, relating to driving under  
9 the influence of alcohol, drugs, or other intoxicating substances, is amended by revising  
10 paragraph (1) of subsection (j) as follows:

11 "(1) The clerk of the court in which a person is convicted a second or subsequent time  
12 under subsection (c) of this Code section within five years, as measured from the dates  
13 of previous arrests for which convictions were obtained or pleas of nolo contendere were  
14 accepted to the date of the current arrest for which a conviction is obtained or a plea of  
15 nolo contendere is accepted, shall cause to be published a notice of conviction for each  
16 such person convicted. Such notices of conviction shall be published in the manner of  
17 legal notices in the legal organ of the county in which such person resides or, in the case  
18 of nonresidents, in the legal organ of the county in which the person was convicted. Such  
19 notice of conviction shall be one column wide by two inches long and shall contain the  
20 photograph taken by the arresting law enforcement agency at the time of arrest, the name  
21 and address of the convicted person, the city, county, and zip code of the convicted  
22 person's residential address, and the date, time, place of arrest, and disposition of the  
23 case and shall be published once in the legal organ of the appropriate county in the  
24 second week following such conviction or as soon thereafter as publication may be  
25 made."

26

**SECTION 2.**

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All laws and parts of laws in conflict with this Act are repealed.